

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

JAWORSKI LEE SIMMONS,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED.

CASE NO. 1D10-6318

Opinion filed May 4, 2011.

Petition Seeking Belated Appeal -- Original Jurisdiction.

Joel M. Cohen, Pensacola, for Petitioner.

Pamela Jo Bondi, Attorney General, and Heather Flanagan Ross, Assistant
Attorney General, Tallahassee, for Respondent.

PER CURIAM.

The petition is granted and Jaworski Lee Simmons is hereby afforded belated appeal from judgment and sentence in case number 09-CF-001904 A in the Circuit Court for Escambia County. Upon issuance of mandate in this cause, a copy of the opinion will be provided to the clerk of the circuit court who shall treat it as a notice of appeal. Fla. R. App. P. 9.141(c)(5)(D).

PETITION GRANTED.

WOLF, THOMAS, and MARSTILLER, JJ., CONCUR.